

Appl. No. 09/710,332 Amdt. Dated December 27, 2004 Atty. Dkt No. TRNSV-013BC

# AF/3738 IFW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	Application of: Makower, et al. )  Art Unit: 3738					
	No.: 09/710,332 )  Examiner: Isabella, D.  November 9, 2000 )					
For: N Trans	Method and Apparatus for ) myocardial Direct Coronary ) scularization )					
Comn P.O. I	Stop AF nissioner for Patents Box 1450 ndria, VA 22313-1450					
	Transmittal Letter					
Dear	Sir:					
⊠	In accordance with Rule 136, the Commissioner is hereby petitioned for a two (2) month extension of time, extending to December 26, 2004. The period for response to the Office action dated July 26, 2004. Applicant is a large entity.					
	Enclosed is a certified copy of Serial No from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.					
	Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.					
	Enclosed is a Declaration of Inventorship and Limited Power of Attorney is enclosed.					
	Enclosed is a Certificate of Ownership and Power of Attorney is enclosed.					
×	Enclosed herewith is a amendment/response for filing in relation to the above-identified application. Entry and consideration of this amendment/response is requested.					

Check No.--- is enclosed covering the additional filing fees in the amount of \$0.00, with the fees calculated as follows:

	(Col.	1)	(Col. 2)		(Col	(Col. 3)			Small Entity			Other than a Small Entity		
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	Claim	Claims Highest No. Present Add						tional Additional						
	Remaining After		Previously Paid For		Extra	Extra			Fee			Rate	Fee	
	Amendment										•			
Total claims		6	- 82	= .	0	X	9	\$	Or	X	18	\$		
Independent cl	laims	1	- 1	=	0	X	42	\$	Or	X	84	\$		
First presentation of multiple dependent claims					laims	+	140	\$	Or	+ 2	280	\$.		
-						To	otal	\$	Or	To	tal	\$		

The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.

Respectfully submitted, STOUT, UXA, BUYAN & MULLINS, LLP

Date: December 27, 2004

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#### **CERTIFICATE OF MAILING**

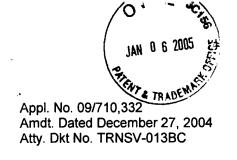
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 27, 2004.

Dated: December 27, 2004

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Robert D. Buyan



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In re Application of: Makower, et al.	)	
•	)	Art Unit: 3738
Serial No.: 09/710,332	)	
,	)	Examiner: Isabella, D.
Filed: November 9, 2000	)	·
,	)	
For: Method and Apparatus for	)	
Transmyocardial Direct Coronary	) .	
Revascularization	)	IPE
Mail Stop AF		
Commissioner for Patents		
P.O. Box 1450		
Alexandria, VA 22313-1450		

## AMENDMENT AND RESPONSE TO OFFICE ACTION DATED JULY 26, 2004

Sir:

In response to the Office Action dated July 26, 2004, please substitute the following for the previously filed amendment/response:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.